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Attorneys for Defendant

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

ROBERTA SAXTON,

Plaintiff,

v.

MICHAEL J. ASTRUE,
Commissioner of
Social Security,

Defendant.

CIVIL NO. 07-02448

STIPULATION FOR PAYMENT OF
ATTORNEY FEES UNDER THE EQUAL
ACCESS TO JUSTICE ACT (28 U.S.C. §
2412(d))
AND ORDER THEREON

IT IS HEREBY STIPULATED by and between the parties through their undersigned counsel, subject to the approval of the Court, that Plaintiff's counsel, as Plaintiff's assignee, be awarded attorney fees under the EAJA in the amount of FOUR THOUSAND NINE HUNDRED dollars and ZERO cents (\$4,900.00). This amount represents compensation for all legal services rendered on behalf of Plaintiff by counsel in connection with this civil action, in accordance with 28 U.S.C. § 2412(d).

This stipulation constitutes a compromise settlement of Plaintiff's request for EAJA attorney fees, and does not constitute an admission of liability on the part of Defendant under the EAJA. Payment of FOUR THOUSAND NINE HUNDRED dollars and ZERO cents (\$4,900.00) in EAJA attorney fees, shall constitute a complete release from and bar to any and all claims Plaintiff may have relating to EAJA fees

1 in connection with this action. Any payment shall be made payable to Plaintiff's counsel as Plaintiff's
2 assignee and delivered to Plaintiff's counsel.

3 This award is without prejudice to the rights of Plaintiff's counsel to seek Social Security Act
4 attorney fees under 42 U.S.C. § 406, subject to the provisions of the EAJA.

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6 Dated: March 26, 2008

/s/ Harvey P. Sackett
(As authorized via telephone on 03/08/08)
HARVEY P. SACKETT
Attorney for Plaintiff

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9 JOSEPH P. RUSSONIELLO
United States Attorney
10 LUCILLE GONZALES MEIS
Regional Chief Counsel, Region IX

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12 Dated: March 26, 2008

By: /s/ Theophous H. Reagans
THEOPHOUS H. REAGANS
Special Assistant United States Attorney

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14 PURSUANT TO STIPULATION, IT IS SO ORDERED.

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16 Dated: April 1, 2008

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HON. RICHARD SEEBORG
United States Magistrate Court Judge